

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
1:05mj237**

UNITED STATES OF AMERICA,)	
)	
Vs.)	ORDER
)	
ANDREW MARCUS COLE.)	
_____)	

THIS MATTER is before the undersigned magistrate judge upon the government's Motion to Dismiss. Having considered the government's motion and reviewed the pleadings, the court enters the following Order.

ORDER

IT IS, THEREFORE, ORDERED that the government's Motion to Dismiss is **ALLOWED**, and the above captioned action is **DISMISSED without prejudice**.

Signed: August 26, 2010



Dennis L. Howell
United States Magistrate Judge

